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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 7149 OF 2006

Office Notes, Office Memoranda of : coram, appearances, Court's Orders: or directions and Registrar Orders:	Court's or Judge's orders

Mr.Bhavesh Parmar for the Petitioner.

Mr.S.R. Nargolkar, A.G.P. for Respondent No.1.

Mr.J. Shekhar for Respondent No.2.

CORAM : H.L. GOKHALE, ACG. CJ. &
V.M. KANADE, J.

DATE : 6TH FEBRUARY 2007

P.C. :

1. Heard the counsel for the parties.

2. The case of the Petitioner is that 18 employees, whose names are listed in Exhibit-A to the petition, are situated similarly to some 53 other employees. They all figure in one common list and that list was approved by the General Body Resolution of the Nasik Municipal Corporation dated 10th October 2001 for the purpose of regularisation. It has so happened that 53 out of that list had filed one proceeding earlier and they were directed to be regularised. Mr.Shekhar

appearing for Respondent No.2 Municipal Corporation states that since the 18 employees mentioned in Exhibit-A to the petition are situated similarly to those other 53 employees, the Municipal Corporation will consider them for regularisation. That will however be after completion of certain formalities such as preparing the proposal and forwarding it to the State Government.

3. In view of the above, the Municipal Corporation is directed to forward the proposal of these 18 employees for regularisation to the State Government within 6 weeks from today and the State Government will take further appropriate decision within 6 weeks thereafter. The services of these 18 employees will not be terminated until the proposal is considered by the Government.

4. We record the statement of Mr.Parmar that the Complaint (ULP) No.159 of 2002 filed in the Labour Court at Nasik will be withdrawn by the Petitioner. Mr.Parmar will see to it

that a certified copy of the order to be passed by the Labour Court, Nasik recording withdrawal of the complaint will be forwarded to the Nasik Municipal Corporation within 2 weeks from the date of passing of that order.

5. Petition stands disposed of with the above order.

ACG. CHIEF JUSTICE

V.M. KANADE, J.